

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

DEC 22 2005

JAMES R. LARSEN, CLERK
YAKIMA, WASHINGTON DEPUTY

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON

HEATHER E. BRIGGS,

Plaintiff,

vs.

JO ANNE B. BARNHART,
Commissioner of Social Security,

Defendant

Civil No. CV-05-0061-AAM

ORDER

Based on the stipulation of the parties, it is ORDERED that this case be
REVERSED and REMANDED to the Commissioner of Social Security for further
administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g).

On remand, the administrative Law Judge (ALJ) will be directed to further
consider the opinion evidence of record regarding the claimant's impairments;
reconsider and properly address medical source opinions, particularly those offered
by Majil A. Fausel, M.A., CCMHC, Averly Nelson, M.D., Mark Mays, Ph.D, J.D.,
James N. Butcher, Ph.D, Theodore Millon, Ph.D., Michael Brown, Ph.D., James F.
Bailey, Ph.D., Robert Rich, Ph.D., G.W. Bagby, M.D., Frank Cruz, M.D., James D.
Perry, M.D., John Rodgers, M.D.; and physical therapists Mary Jo Jeffrey and Joel

1 Armstrong, in accordance with Social Security Rulings and regulations. The ALJ
2 will be directed to reassess the severity of the claimant's mental and physical
3 impairments. If warranted, the ALJ will be directed to re-evaluate the claimant's
4 residual functional capacity; and, if necessary, to obtain supplemental vocational
5 expert testimony. The ALJ will be directed to take any further action necessary to
6 render a new decision in this matter.

7 The parties agree that reasonable attorney fees should be awarded, upon
8 proper application, pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412.

9 DATED this 22nd day of Dec, 2005.

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11 
12 SENIOR UNITED STATES DISTRICT JUDGE

13 Presented by:

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